

California Department of Insurance

Fraud Division

October 2011 Workers' Compensation Fraud Convictions

Effective January 01, 2005, Assembly Bill 2866 (Frommer) enacted Insurance Code Section 1871.9 requiring the posting of all workers' compensation fraud convictions to the CDI website.

Per section 1871.9, the department shall post all of the following information on its Internet Web site for each person, as defined in Section 19, convicted of a violation of this article (1871.4), Section 11760 or 11880, Section 3700.5 of the Labor Code or Section 487 or 550 of the Penal Code, if the violation involved workers' compensation insurance, services or benefits:

- The name, case number, county or court and other identifying information with respect to the case.
- The full name of the defendant.
- The city and county of the defendant's last known residence or business address.
- The date of conviction.
- A description of the offense.
- The amount of money alleged to have been defrauded.
- A description of the punishment imposed, including the length of any sentence of imprisonment and the amount of any fine imposed.

The information required to be posted under this section shall be maintained on the department Web site for a period of five years from the date of conviction or until the department is notified in writing by the person that the conviction has been reversed or expunged.

Note: If new documentation has been received that in any way affects the conviction information contained herein, please forward that documentation with an explanation to:

Bureau Chief, Workers' Compensation Program
9342 Tech Center Drive, Suite 100
Sacramento, CA 95826

A determination to make any changes will be made within sixty (60) days of receipt of the information.

October 2011 Workers' Compensation Fraud Convictions

CDI Case Name: Richard and Janey Bonet

CDI Case Number: 01HW000146

County: San Bernardino

Defendant: Janey Bonet

City/County of Residence: Rancho Cucamonga/San Bernardino

Conviction Date: 10/27/11

Offense: 1 Count of IC 11880(a) (Premium Fraud); 1 Count of PC 487(a) (Grand Theft)

Amount Allegedly Defrauded: \$867,794

Sentence: 48 Months Supervised Probation, \$50,000 Restitution, \$200 Civil Fine

Case Number: F11904456

County: Fresno

Defendant: Jeanette Anne Gallo

City/County of Residence: Fresno/Fresno

Conviction Date: 10/19/11

Offense: 1 Count of IC 1871.4(a)(1) (Make or Cause to be Made a Knowingly False or Fraudulent Material Statement or Material Representation for the Purpose of Obtaining Compensation) (Misdemeanor)

Amount Allegedly Defrauded: \$2,639.49

Sentence: 30 Days County Jail (Stayed until 12/23/11), 3 Years Conditional Probation, \$2,639.49 Restitution, \$170 Criminal Fine (Suspended)

Case Number: TCM256984

County: Tulare

Defendant: Eugenio Garcia

City/County of Residence: Not Available at this time

Conviction Date: 10/05/11

Offense: 1 Count of LC 3700.5 (No Workers' Compensation Insurance)

Amount Allegedly Defrauded: N/A

Sentence: 36 Months Summary Probation, \$10,000 Criminal Fine (\$8,500 Suspended)

CDI Case Number: 09AW026275

County: Sacramento

Defendant: Cynthia Diane Hall

City/County of Residence: Folsom/Sacramento

Conviction Date: 10/19/11

Offense: 1 Count of PC 550(b)(1) (Failure to Disclose Material Information) (Misdemeanor)

Amount Allegedly Defrauded: \$214.32

Sentence: 3 Years Informal Probation, \$214.32 Restitution, \$100 Civil Fine, \$100 Criminal Fine

Case Number: M11919193

County: Fresno

Defendant: Jose De Jesus Larios, Jr.

City/County of Residence: Fresno/Fresno

Conviction Date: 10/18/11

Offense: 1 Count of LC 3700.5 (No Workers' Compensation Insurance)

Amount Allegedly Defrauded: N/A

Sentence: \$1,000 Criminal Fine, Defendant enters into conditional settlement on agreed upon condition that defendant has no new arrests based on probable cause for 12 months. Conditional Settlement Hearing set for 10/17/2012

Case Number: TCM257005
County: Tulare
Defendant: Jorge Leon Leon
City/County of Residence: Porterville/Tulare
Conviction Date: 10/05/2011
Offense: 1 Count of LC 3700.5 (No Workers' Compensation Insurance)
Amount Allegedly Defrauded: N/A
Sentence: 36 Months Summary Probation, \$10,000 Criminal Fine (\$8,500 Suspended)

Case Number: TCM256606
County: Tulare
Defendant: Aaron Navarro
City/County of Residence: Sanger/Fresno
Conviction Date: 10/05/2011
Offense: 1 Count of LC 3700.5 (No Workers' Compensation Insurance)
Amount Allegedly Defrauded: N/A
Sentence: 60 Hours Community Service (In Lieu of Fine), 24 Months Summary Probation, \$110 Civil Fine

Case Number: 2011000324
County: Ventura
Defendant: Francisco Nunez
City/County of Residence: Oxnard/Ventura
Conviction Date: 10/19/11
Offense: 1 Count of LC 3700.5 (No Workers' Compensation Insurance)
Amount Allegedly Defrauded: NA
Sentence: 24 Months Conditional Probation, \$100 Civil Fine, \$10,000 Criminal Fine (\$9,000 Stayed)

Case Number: TCM256588
County: Tulare
Defendant: Cesar Saldana
City/County of Residence: Hanford/Kings
Conviction Date: 10/05/11
Offense: 1 Count of LC 3700.5 (No Workers' Compensation Insurance)
Amount Allegedly Defrauded: N/A
Sentence: 24 Months Summary Probation, \$110 Civil Fine

Case Number: 2011022515
County: Ventura
Defendant: Billy John Yamaguchi
City/County of Residence: Camarillo/Ventura
Conviction Date: 10/06/11
Offense: 1 Count of LC 3700.5 (No Workers' Compensation Insurance)
Amount Allegedly Defrauded: NA
Sentence: 24 Months Conditional Probation, \$100 Civil Fine, \$10,000 Criminal Fine (\$9,000 Stayed)

Case Number: TCM242263

County: Tulare

Defendant: Javier Medina Zarate

City/County of Residence: Farmersville/Tulare

Conviction Date: 10/18/11

Offense: 1 Count of LC 3700.5 (No Workers' Compensation Insurance)

Amount Allegedly Defrauded: N/A

Sentence: 40 Hours at Tulare County Referral Program (enroll by 12/19/11), 36 Months

Summary Probation, \$110 Civil Fine